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9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 **DANIEL PAUL HYCZ,**

12 Plaintiff;

13 vs.

14 **JOHNSON CONTROLS, INC.,** a Nevada
Corporation; **JOSE ANDRES MARTINEZ**
15 **ANTONETTI,** an individual; **DOE Individuals**
16 **1-5,** inclusive, and **ROE CORPORATIONS 6-**
17 **10,** inclusive;

18 Defendants.

CASE NO: 2:16-cv-00952-RFB-PAL

STIPULATION AND ORDER TO
REMAND TO STATE DISTRICT
COURT PURSUANT TO 28 USC § 1447

19 COMES NOW Plaintiff, DANIEL PAUL HYCZ, through his attorney of record,
20 JOHNATHAN M. LEAVITT, ESQ., of the law firm of SAGGESE & ASSOCIATES, LTD., and
21 Defendant, JOHNSON CONTROLS, INC., by and through its attorney of record, TIMOTHY A.
22 MOTT, ESQ., of the law firm of WEINBERG, WHEELER, HUDGINS, GUNN & DIAL, LLC,
23 and hereby agree and stipulate to remand the above entitled matter back to the Eighth Judicial
24 District Court in and for Clark County, Nevada, pursuant to 28 USC § 1447(c) & (e), as
25 Defendant JOSE ANDRES MARTINEZ ANTONETTI is a non-diverse party to the action, and
26 thus divests this Honorable Court's subject-matter jurisdiction over the instant action.

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1 **IT IS HEREBY STIPULATED** by and between Plaintiff and Defendants, through their
2 respective counsel, that this court remand the above entitled matter back to the Eighth Judicial
3 District Court in and for Clark County, Nevada, pursuant to 28 USC § 1447(c) & (e).

4 DATED this 9TH day of September, 2016.

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6 By: 
7 **JOHNATHAN M. LEAVITT, ESQ.**
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14 Johnathan@MaxLawNV.com
15 Attorney for Plaintiff
16 Daniel Paul Hycz

17
18 DATED this 9th day of September, 2016.

19
20 By: 
21 **TIMOTHY A. MOTT, ESQ.**
22 Nevada Bar No. 12828
23 **WEINBERG, WHEELER, HUDGINS,**
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 Attorney for Defendant
 Johnson Controls, Inc.

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ORDER

Pursuant to the stipulation of the parties, 28 USC § 1447(c) & (e), and for good cause appearing therefore:

IT IS HEREBY ORDERED that above entitled matter be **REMANDED** back to the Eighth Judicial District Court in and for Clark County, Nevada. The Clerk of the Court shall remand this case back to state court and thereafter close this Court's case.

IT IS SO ORDERED

DATED: September 25, 2016.



RICHARD F. BOULWARE, II
United States District Judge